THE HON'BLE SRI JUSTICE B. SESHASAYANA REDDY

On Thursday, the fifth day of January,

two thousand and six.

W.P.No.19029 of 2002

Thota Venkateswara Rao, and others

……..Petitioners.

And:

The Government of A.P., represented by its

Secretary, Irrigation Department (Land Acquisition))

Secretariat, Hyderabad and others.

…….Respondents.

O R D E R:

This writ petition has been filed by the petitioners who are 15 in number, with a prayer to issue a writ or direction, more particularly, declaring the action of the respondents herein in not initiating land acquisition proceedings in respect of lands belonging to the petitioners in spite of taking advance possession for the purpose of 4-RR and 6-RR canals under Eleru Reservoir Canal Project, as arbitrary and illegal.

The petitioners claim to be the owners of the lands, possession of which have been taken over by the respondents for the purpose of laying 4-RR and 6-RR channels under Eleru Reservoir Project. The grievance of the petitioner is that the respondents having taken possession of their lands neither paid

compensation nor initiated the proceedings under Land Acquisition Act for determination of the compensation.

The factual aspect of excavating 4-RR and 6-RR channels in the field of the petitioners is not in dispute. In that view of the matter, I deem it appropriate to direct the respondents to initiate proceedings for acquisition of the lands of the petitioners under the provisions of Land Acquisition Act and pass necessary order/award with regard to compensation within a period of three months from the date of receipt of the copy of this order. Accordingly, the writ petition is disposed off. No costs.

5th January 2006

Note:

Issue C.C. in one week.

B/o

BCS